



5-18-05

IFW

Our ref: BDL-54 Client's ref: 1H239100 0009 US BN/PB/CDO

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of: J. Lobry et al : Art Unit : 3673

Serial No. : 10/722,150

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Examiner : T. P. P.

Filed : November 25, 2003

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Title : TENSION-VARYING SLIDER
FOR A SET OF THREE SLATS

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Dated : May 17,
2005

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LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

S i r:

"Express Mail" mailing label No. EV568916068W
Date of Deposit 05-17-05
I hereby certify that this paper or fee is
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Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Margaret Rogers

A Notice of Allowance and Fee due with an attached
Notice of Allowability was mailed on April 26, 2005 in the
above-identified Application.

The Notice of Allowability failed to check off Box 4
a) 1. to indicate that the Certifies Copies of the
Priority Documents had been received. It is deemed that
this was an oversight on the part of the Examiner given the

fact that the first Office Action dated June 30, 2004 acknowledged that the Certified Copies of the priority documents had been received and, according to Applicant's file, Certified Copies of the foreign priority documents had been submitted. Thus, it is deemed that the provisions under 35 USC 119 had been fulfilled and Applicants are entitled to their priority claim.

In the Notice of Allowability, a statement is made that an Information Disclosure Statement filed November 25, 2003 failed to comply with the appropriate provisions for consideration of foreign document FA628259/FR0215117. These numbers correspond to a two-page International Search Report from the European Patent Office. The references which were cited in the International Search Report were provided and considered. Such was noted in the copy of the Information Disclosure Statement which was initialed by the Examiner dated June 23, 2004 and attached to the Office Action dated June 30, 2004.

Thus, it is deemed that no further action needs to be taken by Applicants since they have fully complied with their Duty to Disclose.

Respectfully submitted,

MUSERLIAN, LUCAS AND MERCANTI, LLP

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Encl: Return receipt post-card